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INTERGOVERNMENTAL NEGOTIATING COMMITTEE FOR
A FRAMEWORK CONVENTION ON CLIMATE CHANGE
Fifth session, second part
New York, 30 April-8 May 1992

DRAFT REPORT OF THE INTERGOVERNMENTAL NEGOTIATING COMMITTEE FOR A FRAMEWORK CONVENTION ON CLIMATE CHANGE ON THE WORK OF THE SECOND PART OF ITS FIFTH SESSION, HELD AT NEW YORK FROM 30 APRIL TO 8 MAY 1992

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I. INTRODUCTION

1. The second part of the fifth session 1/ of the Intergovernmental Negotiating Committee for a Framework Convention on Climate Change was held in New York from 30 April to 8 May 1992. The meeting was convened in pursuance of General Assembly resolutions 45/212 of 21 December 1990 and 46/169 of 19 December 1991, entitled "Protection of global climate for present and future generations of mankind", further to resolutions 43/53 of 6 December 1988 and 44/207 of 22 December 1989.*

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* For the reports of the first to fourth sessions and the first part of the fifth session, see A/AC.237/6 and Corr.1, A/AC.237/9 and A/AC.237/12 and Corr.1, A/AC.237/15 and Corr.1 and A/AC.237/18 (Part I). The Bureau of the Committee elected at the first session consists of:

Chairman: Mr. Jean Ripert (France)

Vice-Chairmen: Mr. Chandrashekhar Dasgupta (India)
Mr. Ahmed Djoghlaf (Algeria)
Mr. Ion Draghici (Romania)
Mr. Raul Estrada-Oyuela (Argentina)

Rapporteur: Mr. Ion Draghici (Romania)

The Bureaux of Working Groups I and II elected at the second session consist of:

Working Group I

Co-Chairmen: Mr. Nobutoshi Akao (Japan)
Mr. Edmundo de Alba-Alcaraz (Mexico)

Vice-Chairman: Mr. Mohamed Mahmoud Ould El Ghaouth (Mauritania)

Working Group II

Co-Chairmen: Ms. Elizabeth Dowdeswell (Canada)
Mr. Robert F. Van Lierop (Vanuatu)

Vice-Chairman: Mr. Maciej Sadowski (Poland)

1/ The first part of the fifth session was held from 18 to 28 February 1992 in New York.

II. ORGANIZATIONAL MATTERS

A. Agenda

2. The agenda for the fifth session was adopted at the first plenary meeting, on 18 February 1992, and is contained in paragraph 9 of document A/AC.237/18 (Part I).

3. Only the following agenda items from the first part of the fifth session remained open for consideration and action at the second part of the session:

1. Organizational matters:

(b) Organization of work;

(c) Future work:

(iii) Report to UNCED by the Chairman, on behalf of the Committee.

3. Completion of a framework convention on climate change.

4. Review of extrabudgetary funds:

(a) Special voluntary fund to support the participation of developing countries;

(b) Trust fund for the negotiating process.

5. Adoption of the report.

B. Organization of negotiations

4. At the 5th plenary meeting, on 30 April 1992, in resuming the second part of the fifth session, the Chairman, Mr. Jean Ripert, emphasized the political importance of the decisions confronting the Committee. The Committee was now entering the last stretch of its mandate which, he recalled, was to prepare a convention for signature at the United Nations Conference on Environment and Development in response to General Assembly resolution 45/212.

5. The Executive Secretary then introduced the new documentation before the resumed session, in particular the revised text under negotiation contained in annex II of document A/AC.237/18 (Part I) and the related technical review contained in document A/AC.237/Misc.21 and Add.1. (Annex III of the present report contains a list of the documents before the second part of the fifth session).

6. Following an informal plenary meeting, the Chairman introduced to the Committee his proposed working papers on a draft convention contained in documents A/AC.237/CRP.1 and Add.1, 3-5 and 7-8. The outstanding addenda 2 and 6 were introduced at the following plenary meeting. The draft package arose out of extensive consultations in the inter-sessional period and broad-based requests to the Chairman to produce a clean negotiating text for the resumed session that could assist in moving the Committee toward agreement. The Committee had been advised that the Chairman's text did not in any way invalidate the revised text circulated in annex II of document A/AC.237/18 (Part I). Rather, by merit of the absence of brackets, it was an effort to advance the negotiating process by incorporating points of convergence and building bridges between different points of view. The Chairman emphasized that he had taken the entire process and debate thus far into full account, including the technical review by the secretariat, and that almost all of the language in the new draft was already familiar to delegations.

7. A number of delegations expressed their appreciation for the Chairman's efforts, and Committee members indicated their flexibility and willingness to proceed on this new basis.

8. The Committee concurred with the following proposals of the Chairman for the organization of work at the second part of the session:

(a) All work would be carried out under the direct supervision of the Plenary;

(b) This work would proceed initially under three clusters in the form of informal consultations, one cluster dealing essentially with the Preamble, Principles and Objective, under Vice-Chairman Djoghlaf; another dealing with Commitments, Financial Mechanism and Communication of Information related to Implementation, under the Chairman; and the third with research, institutional provisions and final clauses, under Vice-Chairman Estrada. The resulting text would require a comprehensive legal, linguistic and editorial review;

(c) Ms. Dowdeswell, Co-Chairman of Working Group II, would consult interested delegates on the arrangements for the conclusion of the session, including the preparation of any report to the United Nations Conference on Environment and Development, as well as on arrangements for signature of the convention in Rio de Janeiro and on possible interim arrangements to follow the signature of the convention;

(d) Mr. Sadowski, Vice-Chairman of Working Group II, would hold further consultations on Definitions.

C. Attendance

9. The second part of the session was attended by representatives of the following States:

Algeria
Angola
Antigua and Barbuda
Argentina
Australia
Austria
Bangladesh
Barbados
Belarus
Belgium
Belize
Benin
Bhutan
Bolivia
Botswana
Brazil
Bulgaria
Burkina Faso
Burundi
Cameroon
Canada
Cape Verde
Central African Republic
Chad
Chile
China
Colombia
Comoros
Congo
Cook Islands
Costa Rica
Côte d'Ivoire
Cuba
Czechoslovakia
Democratic People's Republic of Korea
Denmark
Djibouti
Dominican Republic
Ecuador
Egypt
Equatorial Guinea
Ethiopia
Fiji
Finland
France
Gabon
Gambia
Germany
Ghana
Greece
Grenada
Guatemala
Guinea
Guinea-Bissau
Guyana
Holy See
Honduras
Hungary
Iceland
India
Indonesia
Iran (Islamic Republic of)
Ireland
Israel
Italy
Jamaica
Japan
Jordan
Kenya
Kiribati
Kuwait
Latvia
Lesotho
Liberia
Libyan Arab Jamahiriya
Madagascar
Malawi
Malaysia
Maldives
Mali
Malta
Marshall Islands
Mauritania
Mexico
Micronesia (Federated States of)
Mongolia
Morocco
Mozambique
Myanmar
Namibia
Nauru
Nepal
Netherlands
New Zealand
Nicaragua
Niger
Nigeria
Norway
Oman
Pakistan
Papua New Guinea
Paraguay
Peru
Philippines
Poland
Portugal
Romania
Russian Federation
Rwanda
Saint Lucia
Samoa
Saudi Arabia
Senegal
Sierra Leone
Singapore
Solcmon Islands

Spain
Sri Lanka
Sudan
Swaziland
Sweden
Switzerland
Thailand
Togo
Tonga
Trinidad and Tobago
Tunisia
Turkey
Tuvalu
Uganda
Ukraine
United Kingdom of Great Britain and Northern Ireland
United Republic of Tanzania
United States of America
Uruguay
Vanuatu
Venezuela
Viet Nam
Yemen
Yugoslavia
Zaire
Zambia
Zimbabwe

10. The following United Nations offices and programmes were represented at the second part of the session: Department of Economic and Social Development; United Nations Environment Programme; United Nations Development Programme; United Nations Centre for Human Settlements and United Nations Conference on Environment and Development.

11. The following specialized agencies and other organizations of the United Nations system were represented at the second part of the session: Food and Agriculture Organization of the United Nations; World Bank and World Meteorological Organization.

12. The following intergovernmental organizations were also represented at the second part of the session: Asian-African Legal Consultative Committee; Caribbean Meteorological Organization; European Economic Community; Organization of the Petroleum Exporting Countries; and South Pacific Environment Programme.

13. The following non-governmental organizations in consultative status with the Economic and Social Council were represented:

Category I: International Chamber of Commerce

Category II: Greenpeace International; International Petroleum Industry Environmental Conservation Association; World Coal Institute; World Council of Churches; and World Resources Institute.

Roster: Friends of the Earth-International; International Organization of Motor Vehicle Manufacturers; National Audubon Society; Natural Resources Defense Council; and Sierra Club.

14. The following other non-governmental organizations were also represented: Alliance for Responsible CFC Policy; Alliance to Save Energy; American Bar Association; American Gas Association; American Mining Congress; Ancient Forest International; Association of American Railroads; Australian Conservation Foundation; Brazilian NGOs Forum for UNCED; Canadian Electrical Association; Center for Clean Air Policy; Center for the Environment, Cornell University; Centre for Global Change; Centre for Science and Environment; Chemical Manufacturers Association; Climate Action Network; Climate Council; Coal Association of Canada; Cousteau Society; Earth Regeneration Society; Edison Electric Institute; Environmental Defense Fund; Environmental Development Action in the Third World; Environmental and Energy Study Institute; Federation of Electric Power Companies, Japan; Fundación Pro-Sierra Nevada de Santa Marta; Global Climate Coalition; Global Commons Institute; Global Coral Reef Alliance; Global Warming Coalition; Institute for International Economics; Institute for International Studies; International Council of Environmental Law; International Task Force; National Association of Manufacturers; National Coal Association; National Rural Electric Cooperative Association; Rainforest Generation Institute; Royal Institute of International Affairs; Stichting Natuur en Milieu-SNM; Stockholm Environment Institute; Tata Energy Research Institute; Union of Concerned Scientists; VERTIC; Woods Hole Research Center; Worldwatch Institute; World Wide Fund for Nature (WWF - International); and World WildLife Fund (WWF - USA).

15. The following other organizations were represented by observers: Palestine and Pan-Africanist Congress of Azania.

III. COMPLETION OF A FRAMEWORK CONVENTION ON CLIMATE CHANGE

16. At its 7th plenary meeting, the Committee took stock of the progress made in negotiations since the beginning of the resumed session. Vice-Chairmen Djoghlaf and Estrada reported significant progress, although not all issues had been resolved. These would have to be finalized in the context of a global package.

17. The meeting concluded by hearing a statement from a representative of the World Wide Fund for Nature speaking on behalf of environment and development non-governmental organizations.

(to be completed)

Report to UNCED by the Chairman, on behalf of the Committee (to be completed)

IV. REVIEW OF EXTRABUDGETARY FUNDS

(to be completed)

V. ADOPTION OF THE REPORT

(to be completed)

Annexes

I. [Text of the convention] .....)
II. [Resolutions] .....) (To be completed)
III. List of documents before the Committee at its fifth session .)